The City Council of the City of Garland, Texas convened in regular session at 7:00 PM on Tuesday, July 2, 2013, in the Council Chambers at City Hall with the following members present:

Mayor Douglas Athas Mayor Pro Tem John Willis

Councilmember Marvin 'Tim' Campbell

Councilmember Anita Goebel
Councilmember Stephen W. Stanley
Councilmember B.J. Williams

Councilmember Lori Barnett Dodson

Councilmember Scott LeMay Councilmember Jim Cahill

STAFF PRESENT: Assistant City Manager Bryan Bradford

Assistant City Attorney Mike Betts
City Secretary Lisa Palomba

CALL TO ORDER: The meeting was called to order by Mayor Douglas Athas.

District 8 Councilman Jim Cahill led the Invocation. The Pledge of Allegiance was led by members of Boy Scout

Troops Nos. 57 and 1978.

CEREMONIALS: Mayor Athas presented special recognition to Preston

Sanderson upon meeting all requirements for obtaining Eagle Scout rank and for associated accomplishments working with the Code Cares Program. Code Compliance staff also commended Sanderson for his successful efforts working to improve the homes of many citizens in need. Mayor Athas presented a proclamation to Jim Stone, Managing Director of Parks and Recreation recognizing July as Parks and Recreation Month in the City of Garland. Parks and Recreation Board Members Molly Bishop and Greg Davis

were also present.

MAYOR'S

ANNOUNCEMENTS: Mayor Athas commented on the following: July 4, 2013 City

office closures; holiday trash schedule; swimming pools open; limited downtown parking; Plaza Theatre showing Yankee Doodle Dandy (Willis); and 4<sup>th</sup> of July activities at Firewheel

Town Center (Campbell).

CONSENT AGENDA: All items marked with asterisks (\*\*) on the Consent Agenda

were voted on in a single motion at the beginning of the meeting. A motion was made by Councilman Cahill, seconded by Councilwoman Dodson, to approve Items: 1; 2a; 2b; 2c; 3; and 4. A vote was cast and the motion carried with

9 Ayes; 0 Nays.

1. Approved\*\*

City Council minutes of the June 18, 2013 Regular Meeting.

2a. Approved\*\*

Award of Bid No. 3561-13 to Vanguard Truck Center of Houston in the amount of \$159,573.00 for the purchase of a Mack Cab and Chassis with roll-off body to be used by the Environmental Waster Services Department in their daily operations.

2b. Approved\*\*

Award of Bid No. 3656-13 to Hill & Wilkinson General Contractors to award a Guaranteed Maximum Price (GMP) for Construction Manager at Risk (CMAR) services. The project is for the Site Preparation Package as part of the City Center Development efforts.

2c. Approved\*\*

Award of Bid No. 3657-13 to Siddons Martin Emergency Group for the purchase of a replacement aerial ladder truck necessary for the Fire Department to be used in their daily operations.

3. Approved\*\*

Approve Resolution No. 10112 approving the Garland Housing Agency Administrative Plan for the Housing Choice Voucher Program.

4. Approved\*\*

Approve Resolution No. 10113 adopting and approving the Garland Housing Agency's Third Year Update on the 2010-2014 Five-Year Plan.

## ITEMS FOR INDIVIDUAL CONSIDERATION:

5a. Held & Approved

Planning Director Anita Russelmann provided background information regarding the application of Jamal Premjee (Zoning File No. 13-21).

Mayor Athas opened the public hearing to accept public input. The following person spoke during the public hearing: Project Architect Alexandra Mattis. Mayor Athas closed the public hearing.

Councilman Willis made a motion, seconded by Councilman Williams, to approve the request of Jamal Premjee requesting approval of 1) a Specific Use Permit for Retail Sales with Gas Pumps on property zoned General Business (GB) District and 2) a variance to Section 25-441 of the Comprehensive Zoning Ordinance No. 4647 regarding the minimum required rear setback. The property is located on the northeast corner of

Broadway Boulevard and East Centerville Road. A vote was cast and the motion carried with 9 ayes, 0 nays.

5b. Held & Approved

Director of Planning Anita Russelmann provided background information related to the request of Sundance Behavioral Health (Zoning File No. 13-23).

Mayor Athas opened the public hearing. The following persons spoke during the public hearing: Applicant Randy Kanieci; and Paul Mayer representing Garland Economic Development Steering Committee. The following persons registered a position: Josette; and Steve Wattis. Mayor Athas closed the public hearing.

Discussion was held among Councilmembers. Councilwoman Dodson made a motion, seconded by Councilman Williams, to approve the application of Sundance Behavioral Health requesting 1) a change in zoning from Planned Development (PD) District 97-31 for Health Services to Health Services (HS) District and 2) a Specific Use Permit for Care of Alcoholic, Drug Dependent or Psychiatric Patients Institutionalized, with an additional proviso that a certified peace office remain on duty 24 hours per day/seven days a week.

Council discussion continued. Councilman Willis, seconded by Councilman Campbell, moved to amend the main motion removing the additional requirement for a certified peace offer to remain on duty at all times. Discussion continued.

Councilman Stanley called the question. A vote was cast and the motion carried 6 in favor, 3 against (Williams, Dodson, LeMay).

A vote was cast on the motion made by Councilman Willis to remove the requirement for a certified peace officer to remain on duty 24 hours per day/seven days per week. A vote was cast and the motion carried with 7 ayes, 2 nays (Williams, Dodson).

A vote was cast on the main motion as amended to reflect approval of the application as originally presented. The motion carried with 8 ayes, 1 nay (Dodson).

5c. Held & Approved

Planning Director Anita Russelmann presented information regarding the request of Tammy Harris seeking approval of a variance to Section 33A-400 of the comprehensive Zoning Ordinance regarding the distance from an establishment that sells or serves alcoholic beverages to a church or school (File BW 13-01).

Mayor Athas opened the public hearing to allow public input regarding the variance request. The following persons spoke during the public hearing: Tammy Harris; Rhonda Dorsey; Michael Rose; Thomas Mehary; and Brad Harris. Mayor Athas closed the public hearing.

Discussion was held among councilmembers. Councilwoman Goebel made a motion, seconded by Councilman Campbell, to approve the request as presented. A vote was cast and the motion carried with 8 ayes, 1 nay (Cahill).

6. Approved

The following names were place in nomination for positions on the Garland Youth Council: Lauren Purser (Campbell); Kier Crawford (Goebel); Brenda Mata (Goebel); Kylie Beene (Stanley); Aaquila Runyan (Willis); Mandy Vu (Willis); Kelsy Duke Kenison (LeMay); and Leah Gattus (LeMay). A vote was cast and the nominations carried with 9 ayes, 0 nays.

7. Citizen Comments

The following citizens spoke: Antoinette Phillips; and Sandra Brown.

There being no further business to come before the City Council, Mayor Athas adjourned the meeting at 9:23 p.m.

CITY OF GARLAND

Signed:

Douglas Athas, Mayor

Attest:

Lisa Palomba, City Secretary